

Bill No.: 48-87
Concerning: Collective Bargaining-
Fire/Rescue Employees
Draft No. & Date: 2 - 10/20/87
Introduced: 10/20/87
Enacted: 11/17/87
Executive: November 20, 1987
Effective: November 20, 1987
Sunset Date: None
Ch. 19, Laws of Mont. Co., FY 88

COUNTY COUNCIL
FOR MONTGOMERY COUNTY, MARYLAND

By: Council President at the Request of the County Executive

AN EMERGENCY ACT to:

- (1) establish a Fire/Rescue collective bargaining unit;
- (2) establish a filing date for certification petitions for new bargaining units; and
- (3) generally amend certain collective bargaining provisions.

By amending

Montgomery County Code
Chapter 33, Personnel
Sections 33-105 and 33-106

EXPLANATION: **Boldface** indicates a heading or a defined term.
Underlining indicates text that is added to existing law by the original bill.
[Single boldface brackets] indicate text that is deleted from existing law by the original bill.
Double underlining indicates text that is added to the bill by amendment.
[[Double boldface brackets]] indicate text that is deleted from existing law or the bill by amendment.
* * * indicates existing law unaffected by the bill.

The County Council for Montgomery County, Maryland, approves the following act:

Sec. 1 Section 33-105 is amended as follows:

33-105. Units for Collective Bargaining.

(a) There are [two (2)] 3 units for collective bargaining and for purposes of certification and decertification. Persons in these units are all County government merit system employees working on a continuous full-time, career or part-time, career basis, excluding the categories listed as exceptions to the definition of Employee in Section 33-102(4) of this article. The employees are divided into [two (2)] 3 units, in accordance with the following descriptions:

(1) * * *

(2) * * *

(3) Fire/Rescue Unit. This unit is composed of employees who hold the positions of Master Firefighter/Rescuer, and Firefighter/Rescuer I, II, and III, [[and Fire/Rescue Communications Technician,]] and who are associated with fire suppression, fire protection, fire communications, fire service training, rescue and emergency medical services. These duties include the rescue and safety of individuals and the preservation of structures and physical property.

(b) Specific job classes included in these units of representation, and not otherwise excluded under Section 33-102(4), shall be based on the designations made by the Chief Administrative Officer under the prior meet and confer process if the job class is not specified in this article. * * *

01 Sec. 2. Section 33-106 is amended as follows:

02 33-106. Selection, certification, and decertification procedures.

03 (a) The certification or decertification of an employee
04 organization as the representative of a unit for the purpose
05 of collective bargaining shall be initiated in accordance
06 with the following procedures:

07 (1) * * *

08 (2) * * *

09 (3) Petitions may be filed within [thirty (30) days
10 following the date on which this article becomes
11 effective] 90 days after any new bargaining unit is
12 established. Thereafter, if a lawful collective
13 bargaining agreement is not in effect, petitions may be
14 filed between September 1 and September 30 of any year,
15 but not sooner than [twenty-two (22)] 22 months after an
16 election held under this section.

17 (4) * * *

18 (b) * * *

19 (c) * * *

20 (d) * * *

21 (e) * * *

22 Sec. 3. Effective Date.

23 The Council declares that an emergency exists and that this
24 legislation is necessary for the immediate protection of the public
25 health and safety. This Act takes effect on the date on which it
26 becomes law.

01 Approved:

02 Rose Crenca

03 Rose Crenca, President, County Council

November 20, 1987

Date

05
06 Approved:

07 Sidney Kramer

08 Sidney Kramer, County Executive

November 20, 1987

Date

10
11
12 This is a correct copy of Council action.

13 Kathleen A. Freedman

14 Kathleen A. Freedman, CMC

Nov. 23, 1987

Date

16 Secretary of the Council